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09300HB4660ham001

LRB093 18696 DRJ 48116 a

1 AMENDMENT TO HOUSE BILL 4660

2 AMENDMENT NO. _____. Amend House Bill 4660 by replacing
3 everything after the enacting clause with the following:

4 "Section 5. The Metropolitan Transit Authority Act is
5 amended by changing Section 29 as follows:

6 (70 ILCS 3605/29) (from Ch. 111 2/3, par. 329)

7 Sec. 29. If the Authority acquires a transportation system
8 in operation by a public utility, all of the employees in the
9 operating and maintenance divisions of such public utility and
10 all other employees except executive and administrative
11 officers and employees, shall be transferred to and appointed
12 as employees of the Authority, subject to all rights and
13 benefits of this Act, and these employees shall be given
14 seniority credit in accordance with the records and labor
15 agreements of the public utility. Employees who left the employ
16 of such a public utility to enter the military service of the
17 United States shall have the same rights as to the Authority,
18 under the provisions of the "Service Member's ~~Men's~~ Employment
19 Tenure Act", ~~approved July 17, 1941,~~ as they would have had
20 thereunder as to such public utility. After such acquisition
21 the authority shall be required to extend to such former
22 employees of such public utility only the rights and benefits
23 as to pensions and retirement as are accorded other employees
24 of the Authority.

1 (Source: Laws 1963, p. 152.)

2 Section 10. The Local Mass Transit District Act is amended
3 by changing Section 3.5 as follows:

4 (70 ILCS 3610/3.5) (from Ch. 111 2/3, par. 353.5)

5 Sec. 3.5. If the district acquires a mass transit facility,
6 all of the employees in such mass transit facility shall be
7 transferred to and appointed as employees of the district,
8 subject to all rights and benefits of this Act, and these
9 employees shall be given seniority credit in accordance with
10 the records and labor agreements of the mass transit facility.
11 Employees who left the employ of such a mass transit facility
12 to enter the military service of the United States shall have
13 the same rights as to the district, under the provisions of the
14 ~~"Service Member's Men's Employment Tenure Act", approved July~~
15 ~~17, 1941,~~ as they would have had thereunder as to such mass
16 transit facility. After such acquisition the district shall be
17 required to extend to such former employees of such mass
18 transit facility only the rights and benefits as to pensions
19 and retirement as are accorded other employees of the district.
20 (Source: P.A. 93-590, eff. 1-1-04.)

21 Section 15. The Service Men's Employment Tenure Act is
22 amended by changing Sections 1 and 6 as follows:

23 (330 ILCS 60/1) (from Ch. 126 1/2, par. 29)

24 Sec. 1. Short title. This Act ~~shall be known and~~ may be
25 cited as the Service Member's Men's Employment Tenure Act.

26 (Source: Laws 1941, vol. 1, p. 1202.)

27 (330 ILCS 60/6) (from Ch. 126 1/2, par. 34)

28 Sec. 6. Employer's violation of Act; penalty; employee's
29 remedies.

1 (a) An employer's knowing violation of this Act is a
2 business offense punishable by a fine of not less than \$5,000
3 and not more than \$10,000.

4 (b) In case any employer fails or refuses to comply with
5 this Act, the circuit court of the county in which such private
6 employer maintains a place of business, or of the county where
7 such State employee performs most of his duties, has power,
8 upon the filing of a complaint by the person entitled to the
9 benefits of this Act, to specifically require such employer to
10 comply with this Act and to compensate such person for any loss
11 of wages or benefits suffered by reason of such employer's
12 unlawful action, together with a reasonable attorney's fees and
13 costs ~~fee~~. No fees or court costs shall be taxed against any
14 person applying for the benefits of this Act.

15 The court shall, in its sound discretion, give preference
16 to the hearing and disposition of such cases over other matters
17 then pending before it.

18 (Source: P.A. 79-1359; 79-1365.)

19 Section 99. Effective date. This Act takes effect upon
20 becoming law."